

THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY
PUBLIC RECORD ACCESS FORM

PRA #21025

Action by (print / type name):

William Shalewitz

, Freedom of Information Administrator

Signature:



Date:

12/4/2019

On behalf of the Secretary of the Port Authority, as Records Access Officer and Custodian of Government Records of the Port Authority.

- ☐ The requested records are being made available.
- ☒ Any responsive records that may exist are currently in storage or archived, or are maintained in the files of a department or office of the agency, and a diligent search is being conducted. The Port Authority will respond by: 1/10/2020
- ☐ A diligent search has been conducted, and no records responsive to your request have been located.
- ☐ The requested records that have been located are not being made available, as they are exempt from disclosure for the following specific reasons:

- ☐ Some requested records that have been located are being made available. The remainder are exempt from disclosure for the following specific reasons:

- ☐ The request does not reasonably describe or identify specific records; therefore, the Port Authority is unable to search for and locate responsive records. Please consider submitting a new request that describes or identifies the specific records requested with particularity and detail.

- ☐ Other:

This form is promulgated by the Port Authority pursuant to the Port Authority Public Records Access Policy and is intended to be construed consistent with the New York Freedom of Information Law and the New Jersey Open Public Records Act. It is intended to facilitate requests for Port Authority public records and does not constitute legal advice.

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The Port Authority of New York and New Jersey
FOIL Office
4 World Trade Center, 25th Floor
150 Greenwich Street
New York, NY, NY 10007

October 30, 2019

This is a follow up to a previous request:

Mr. Shalewitz,

Thank you for your response to my request regarding millimeter wave cameras. In my request, I asked for four bulleted items, which you wrote were overly broad. I have removed one item and attempted to clarify the remaining items here:

- 2) Reports describing the results of the technology test. The test was carried out in collaboration with the TSA between August 13-15, 2018. (News articles describing the test are linked below.) Presumably, officers or analysts who took part in the test would have drafted an internal memo or report describing the test and its results, so that management or other stakeholders can make informed decisions about the technology. Unfortunately, I cannot know precisely what your agency might call a report like this. Please let me know of this item is still unclear.
- 3) Department policy describing how the technology is to be used. If such a policy has been written, it might be found alongside your agency's policies for use of force, body worn cameras, etc. Furthermore, I am requesting legal analyses regarding the technology. Such an analysis or report may have been carried out by your agency's general counsel, or by a state attorney general.
- 4) Technical documentation regarding the technology. Documentation would be provided by technology manufacturers ThruVision or QinetiQ. Technical documentation can take many forms, including user manuals, maintenance or service manuals, spec sheets or data sheets, or technical reports.

To aid in your search, please know that the technology may go by several names:

- passive millimeter
- millimeter wave camera or millimeter wave scanner
- terahertz camera or terahertz scanner
- standoff explosion detection device

and is manufactured by ThruVision or QinetiQ. For reference, two news articles describing Port Authority's test of the technology are available here:

<https://nypost.com/2018/08/14/port-authority-tests-new-security-tech-that-scans-passersby/>

<https://www.fox5ny.com/news/port-authority-cops-test-weapons-scanners>

From: 82144-82439185@requests.muckrock.com

Sent: Monday, November 25, 2019 8:24:00 PM (UTC-05:00) Eastern Time (US & Canada)

To: PA FOI

Subject: RE: New York Freedom of Information Law Request: Millimeter wave scanner tests w/ TSA (The Port Authority of New York and New Jersey)

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FOIL Office
4 World Trade Center, 25th Floor
150 Greenwich Street
New York, NY, NY 10007

November 25, 2019

This is a follow up to a previous request:

Mr. Shalewitz,

Thanks so much for working back-and-forth to straighten this request out. In your last letter, you asked me to clarify what I was seeking in regards to technical documentation.

Technical documentation can take a variety of forms, depending on the technology, and is usually written by the vendor. Documentation is usually written for people who operate the equipment (in this case, police officers or security personnel), or for technicians, engineers, or analysts who work with the technology in another capacity (as a hypothetical example, consider a software engineer working to save data from the equipment into an agency database, or an engineer working to mount the system onto a moving vehicle).

I cannot know the exact titles of technical documents ahead of time, but here are a few examples of documents you may find relating to the ThruVision and QinetiQ systems:

- User documentation with names like "User Manual," "User Guide," "Quick Guide," or "Quick Reference."
- Maintenance documentation with names "Service Manual," "Maintenance Manual," "Calibration Procedures," or "Performance Verification."
- Software documentation with names like "Programming Guide" or "API Reference."
- Please also look for a "Data Sheet," "Spec Sheet," or "Performance Specs" which describes the specifications of the equipment, such as range, resolution, power requirements, etc.

Thank you for your work here, and please let me know if items 2), 3), or 4) remain unclear. I look forward to hearing back.

Thank you,
Brian Waters

Filed via MuckRock.com

E-mail (Preferred): 82144-82439185@requests.muckrock.com

Upload documents directly:

https://accounts.muckrock.com/accounts/login/?next=https%3A%2F%2Fwww.muckrock.com%2Faccounts%2Flogin%2F%3Fnext%3D%252Faccounts%252Fagency_login%252Fthe-port-authority-of-new-york-and-new-jersey-2408%252Fmillimeter-wave-scanner-tests-w-tsa-the-port-authority-of-new-york-and-new-jersey-82144%252F%253Femail%253Dpafoi%252540panynj.gov&url_auth_token=AAATjt5pXOVGpcMU4OfwTq4wzo4%3A1iPupz%3A-Qtgy11o46-MfBAXYoSSIQkaQ94

Is this email coming to the wrong contact? Something else wrong? Use the above link to let us know.

For mailed responses, please address (see note):

MuckRock News
DEPT MR 82144
411A Highland Ave
Somerville, MA 02144-2516

PLEASE NOTE: This request is not filed by a MuckRock staff member, but is being sent through MuckRock by the above in order to better track, share, and manage public records requests. Also note that improperly addressed (i.e., with the requester's name rather than "MuckRock News" and the department number) requests might be returned as undeliverable.

On Oct. 30, 2019:

Subject: Public Records Access Request No. 21025

Please see attached.

Thank you,

[cid:image001.png@01CED712.B2F61D20]

4 World Trade Center

150 Greenwich Street, New York, NY 10007

NOTICE: THIS E-MAIL AND ANY ATTACHMENTS CONTAIN INFORMATION FROM THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY AND AFFILIATES. IF YOU BELIEVE YOU HAVE RECEIVED THIS E-MAIL IN ERROR, PLEASE NOTIFY THE SENDER IMMEDIATELY, PERMANENTLY DELETE THIS E-MAIL (ALONG WITH ANY ATTACHMENTS), AND DESTROY ANY PRINTOUTS.

On Oct. 24, 2019:

Subject: New York Freedom of Information Law Request: Millimeter wave scanner tests w/ TSA (The Port Authority of New York and New Jersey)

To Whom It May Concern:

Pursuant to the New York Freedom of Information Law, I hereby request information about your agency's use of millimeter wave scanning technology. The technology is manufactured by companies such as ThruVision and QinetiQ, and your agency has tested the technology in cooperation with the Transportation Security Administration. News

articles describing the technology and the tests conducted with the TSA are available here:
<https://www.chicagotribune.com/news/breaking/ct-tsa-metra-bomb-scanner-testing-20191015-jb5eb5twtrg33igvt3gvt2jmiy-story.html>
<https://www.scientificamerican.com/article/will-l-a-s-anti-terrorist-subway-scanners-be-adopted-everywhere/>

Specifically, I am requesting the following documents:

- 1) Any documents describing the scope, duration, or location of millimeter wave technology tests with the TSA.
- 2) Copies of any reports or assessments written describing the results of the tests.
- 3) Any policies describing how the technology is used, and any legal analyses or studies that may have been carried out which deal with the technology.
- 4) A copy of all technical documentation regarding the technology. Please search your records for user manuals, maintenance or service manuals, studies or reports, spec sheets or data sheets, or any other such documentation.

The requested documents will be made available to the general public, and this request is not being made for commercial purposes.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter.

I look forward to receiving your response to this request within 5 business days, as the statute requires.

Sincerely,

Brian Waters

Filed via MuckRock.com

E-mail (Preferred): 82144-82439185@requests.muckrock.com

Upload documents directly:

https://accounts.muckrock.com/accounts/login/?next=https%3A%2F%2Fwww.muckrock.com%2Faccounts%2Flogin%2F%3Fnext%3D%252Faccounts%252Fagency_login%252Fthe-port-authority-of-new-york-and-new-jersey-2408%252Fmillimeter-wave-scanner-tests-w-tsa-the-port-authority-of-new-york-and-new-jersey-82144%252F%253Femail%253Dpafoi%252540panynj.gov&url_auth_token=AAATjt5pXOVGpcMU4OfwTq4wzo4%3A1iPupz%3A-Qtgy11o46-MfBAXYoSSIQkaQ94

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